ALL PATENTS, INCLUDING DESIGN FOR APPLICATION BASED ON PCT; PARIS CONVENTION: NON PRIORITY: OR PROVISIONAL APPLICATIONS

DECLARATION AND POWER OF ATTORNEY

FOR ATTORNEYS' USE ONLY	
ORNEYS' DOCKET NO.	
P65858US0	

U.S.A. As a below named inventor, I declare that my residence, post office address and citizenship are stated below next to my name, the information given herein is true, that I believe that I am the original, first and sole inventor (if only one name is listed at 201 below), or an original, first and joint inventor (if plural inventors are named below at 201-203, or on additional sheets attached hereto) of the subject matter which is claimed and for which patent is sought on the invention entitled: ON-LINE BENCHMARKING SYSTEM AND MEHTOD 102 PCT International Application No. which is described and claimed in: filed the attached specification the specification in application Serial No. filed (if applicable) and amended on I hereby that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56. I hereby claim foreign priority benefits under Title 35, United States Code, 9119 (a)-(u) or any rorough application on which priority is claimed: foreign priority benefits under Title 35, United States Code, §119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any Prior Foreign Application(s) Priority Claimed (Country) (Day/Month/Year Filed) Yes No (Day/Month/Year Filed) (Number) (Country) 103 (Country) (Day/Month/Year Filed) (Number) I hereby claim the benefit under Title 35, United States Code,§119(e) of any United States provisional application(s) listed below: Filing Date Application No. I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filling date of the prior application and the national or PCT international filling date of this (Application Serial No.) (Filing Date) (Status: patented, pending, abandoned) POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys (Registration No.) to prosecute this application, receive and act on instructions from my agent, and transact all business in the Patent and Trademark Office connected therewith. HARVEY B. JACOBSÓN, JR. (20,851); D. DOUGLAS PRICE (24,514); JOHN CLARKE HÓLMAN (22,769); MARVIN R. STERN (20,640); ALLEN S. MELSER (27,215); MICHAEL R. SLOBASKY (26,421); JONATHAN L. SCHERER (29,851); IRWIN M. AISENBERG (19,007); WILLIAM E. PLAYER (31,409); YOON S. HAM (45,307) and NATHANIEL A. HUMPHRIES (22,772) SEND CORRESPONDENCE TO: CUSTOMER NO. 00136 DIRECT TELEPHONE CALLS TO: (please use Attorney's Docket No.) (202) 638-6666 **JACOBSON, PRICE, HOLMAN & STERN** JACOBSON, PRICE, HOLMAN & STERN PROFESSIONAL LIMITED LIABILITY COMPANY 400 SEVENTH STREET, N.W. PROFESSIONAL LIMITED LIABILITY COMPANY WASHINGTON, D.C. 20004 *Inventor(s) name must include at least one unabbreviated first or middle name. MIDDLE NAME FULL NAME * FAMILY NAME GIVEN NAME OF INVENTOR MACHIN David STATE OR FOREIGN COUNTRY COUNTRY OF CITIZENSHIP RESIDENCE & CITIZENSHIP Santa Maria California <u>U.S. A</u> POST OFFICE POST OFFICE ADDRESS STATE OR COUNTRY ZIP CODE **ADDRESS** California <u> 2538 Kniahtbridae Dr.</u> <u>Santa Maria</u> 93455 FULL NAME MIDDLE NAME OF INVENTOR

ANTON Jon RESIDENCE & STATE OR FOREIGN COUNTRY COUNTRY OF CITIZENSHIP CIT CITIZENSHIP U.S.A California Santa Maria POST OFFICE POST OFFICE ADDRESS STATE OR COUNTRY ZIP CODE ADDRESS California 2259 Clear Lake Drive 93<u>455</u> Santa Maria FULL NAME * FAMILY NAME MIDDLE NAME GIVEN NAME OF INVENTOR **RESIDENCE &** STATE OR FOREIGN COUNTRY COUNTRY OF CITIZENSHIP CITIZENSHIP POST OFFICE POST OFFICE ADDRESS STATE OR COUNTRY ZIP CODE CITY **ADDRESS**

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

		<u> </u>
SIGNATURE OF INVENTOR 201*	SIGNATURE OF INVENTOR 202*	SIGNATURE OF INVENTOR 203*
	Mhoda	
DATE 9/6/DA	DATE 9/6/00	DATE

Additional inventors are named on separately numbered sheets attached hereto.

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PROFESSIONAL LIMITED LIABILITY COMPANY THE JENIFER BUILDING 400 SEVENTH STREET, N.W. WASHINGTON, DC 20004

Attny's Docket No. P65858US0

SMALL ENTITY DECLARATION

					[S/ CF	1.9(0-1)]			
10	Each unde	ersigned	d declares that:						
0.1.F		(1)	X the application	attached hereto.					
	· · · · · · · · · · · · · · · · · · ·	(2)	U.S. Application	n Serial No.		, file	ed		
NEC 2	6 2000 H	(3)	U.S. Patent No.			Issued	•		
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			The undersigne as a small business omall business concer	concern as define	d in 37 CFR	1.9(d); that exclu	sive rights to the in	vention have bee	
	organizatio	(6) on quali	The undersigne files as a nonprofit or	d declares that he ganization as def	/she is an off fined in	icial empowered	to act on behalf of th	ne organization ic	dentified below; that
			(a) 🔲 37 CFF	R 1.9(e)(1)					
			(b) 37 CF	R 1.9(e)(2)					
			(c) 37 CFF	R 1.9(e)(3)					
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	Full Name	_Be	enchmarkPortal. In	с.	· · ·				
	Address	_12	7 West Clark Aver	nue. Suite 207.	Orcutt. Cal	fornia 93455			
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		(8)	David R. MACHIN			1/X/	Dr.		7/6/60
			* *	ame of Inventor		Signature	717	Da	10/1/2
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	Name of Small Business Concern or Nonprofit Organization								
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		•	Title of Signatory						



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WASHINGTON, DC 20004

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SMALL ENTITY DECLARATION

/	PF		[37	CFR 1.9(c-f)]		
∕o,	Each under	signed declares that:		G		
		the application atta	ached hereto.			
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Ø.	SELECTION OF THE PERSON OF THE	8) U.S. Patent No the benefits of "small entity"		Issued		
V&	virtue of the	the benefits of "small entity" following:	status for paying reduc	ced fees under 35 US(C 41(a) and (b) to the Patent	and Trademark Office by
		4) Each undersigned a 37 CFR 1.9(c).	declares that he/she o	qualifies as an indeper	ndent inventor, or would qual	ify had he/she made the
	concern qua	5) X The undersigned d lifies as a small business con the small business concern, o	icern as defined in 37 (CFR 1.9(d); that exclus	I to act on behalf of the conc sive rights to the invention ha er rights belong to small enti	ive been conveyed to and
		6) The undersigned do qualifies as a nonprofit organ		n official empowered t	o act on behalf of the organiza	ation identified below; that
		(a) 37 CFR 1.	.9(e)(1)			
		(b) 37 CFR 1.	.9(e)(2)			
		(c) 37 CFR 1	.9(e)(3)			
		' (d) 37 CFR 1.	.9(e)(4) State	law of	-	
		nat exclusive rights to the inv nat all other rights belong to c			with the organization, or if the	e rights are not exclusive,
	•	Each person, concern ct or law to assign, grant, co			d, granted, conveyed or licen i listed below:	sed, or am under an
		(a) X no such p	erson, concern or orga	anization	•	
		(b) persons (concerns or organization	on listed below		
	[a	a separate declaration is requitatus as "small entities."]	ired from <u>each</u> named p	person, concern or orga	anization having rights to this	invention averring to their
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	entity prior to	owledge the duty to file, in this paying, or at the time of paying onger appropriate. (37 CFR 1	ng, the earliest of the is	, notification of any chesue fee or any mainte	ange in status resulting in lo nance fee due after the date o	ss of entitlement of small on which status as a small
	are believed by fine or imp	y declare all statements mad to be true; and further that the risonment, or both, under Sec f the application, any patent i	ese statements were motion 1001 of Title 18 of	ade with the knowledg the United States Cod	ge that willful false statements e and that such willful false st	s so made are punishable
	3)	Typed Name	of Inventor	Signature		Date
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